

AMENDED IN ASSEMBLY MAY 14, 2012
AMENDED IN ASSEMBLY MARCH 29, 2012
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 2180

Introduced by Assembly Member Alejo

February 23, 2012

An act to add Chapter 8 (commencing with Section 32495) to Division 23 of the Health and Safety Code, relating to local health care districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 2180, as amended, Alejo. Local health care districts: employee benefits.

The Local Health Care District Law authorizes the organization and management of local hospital districts. That law authorizes the board of supervisors of a local hospital district to establish, maintain, and operate, or provide assistance in the operation of, one or more health facilities or health services, including, but not limited to, retirement programs, services, and facilities.

This bill would prohibit the board of directors, a hospital district, and a health care facility ~~of licensed to~~ a hospital district from providing to, or on behalf of, an officer or employee any payment contingent upon severance or retirement, or a lump sum payment, including one based on service or merit, a contribution to more than one retirement plan, or any other retirement benefit, unless the employer makes the same options available to all officers and employees.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 8 (commencing with Section 32495) is added to Division 23 of the Health and Safety Code, to read:

CHAPTER 8. BENEFITS OF OFFICERS AND EMPLOYEES

32495. For the purposes of this chapter, the following definitions shall apply:

(a) "Employer" includes the board of directors, a hospital district, and a health care facility ~~of~~ *licensed to* a hospital district.

(b) "Officer or employee" includes the hospital administrator, a director, policymaking management employee, or medical staff officer, and any executive or staff of the health care facilities ~~of~~ *licensed to* the district.

32496. An employer shall not provide to, or on behalf of, an officer or employee any of the following, unless the employer makes the same options available to all officers and employees:

(a) A lump sum payment, including one based on service or merit.

(b) Any payment contingent upon severance or retirement.

(c) A contribution to more than one retirement plan or other supplemental pension plan, whether public or private.

(d) Any other retirement benefit.